IN THE UNITED STATES DISTRICT COURT

FOR THE DISTICT OF ARIZONA

IN RE: Bard IVC Filters Products Liability Litigation	No. MDL 15-02641-PHX-DGC **QUALIFIED PROTECTIVE ORDER**

The individuals listed on attached Exhibit A have asserted claims against defendants in the above captioned action. These individuals have retained Counsel to represent them in relation to the above-captioned action. Counsel agrees that they represent the individuals identified in Exhibit A.

IT IS HEREBY ORDERED AS FOLLOWS:

1. By virtue of their status as Counsel for the individuals listed on Exhibit A, Counsel shall resolve any potential Part A and/or Part B fee-for-service Medicare Secondary Payer (MSP) claim(s) related to settlements, judgments, awards, or other payments associated with the above captioned action for those individuals on Exhibit A who are or were Medicare beneficiaries.
2. Counsel has also retained ARCHER Systems, LLC ("ARCHER") to identify and resolve potential healthcare liens with Medicaid agencies, TRICARE, Veteran's Administration, Department of Defense, Indian Health Services, and private health insurers, (hereinafter, collectively "the Agencies") claim(s) related to settlements, judgments, awards, or other payments associated with the above captioned action for those individuals on Exhibit A who are or were beneficiaries of the Agencies.

3. The entry of this HIPAA-compliant qualified protective order is necessary in this action in order to permit the Agencies to transmit lists of information, including protected health information and other related information regarding the individuals listed on Exhibit A to ARCHER, rather than providing copies of individual HIPAA authorizations and information on a claimant-by-claimant basis, including any third party authorized by ARCHER or the Court to assist in the resolution of the Agencies' potential liens and reimbursement claims.

4. As such, it is hereby ordered:

   a. This Qualified Protective Order shall apply to all "protected health information" and "individually identifiable health information," as defined by 45 CFR § 160.103, or information that is otherwise protected from disclosure by the Privacy Act, 5 U.S.C. § 551a, the Health Insurance Portability and Accountability Act of 1996, Pub. L. 104-191, 42 CFR § 431 Subpart F, titled "Safeguarding Information on Applicants and Recipients" and other applicable state law, created, received or collected from plaintiffs and claimants by the Agencies, including, but not limited to: (a) names and addresses, dates of birth, social security numbers, identification numbers and other demographic information that identifies, or could be used to identify the individuals listed on Exhibit A; (b) eligibility and entitlement information for the individuals listed on Exhibit A; (c) claims information relating to the past, present, or future health care of the individuals listed on Exhibit A; (d) claims information relating to the provision of healthcare to the individuals listed on Exhibit A; and, (e) claims information relating to the past, present, or future payment for the provision of healthcare to the individuals listed on Exhibit A.

b. Each Agency is hereby authorized and directed to transmit to ARCHER to assist in the resolution of potential liens or reimbursement claims, any information, including claims information and other protected health information, for those individuals listed on Exhibit A against whom they may assert liens or reimbursement claims.

c. ARCHER shall not use or disclose any protected health information or individually identifiable health information subject to this Qualified Protective Order for any purpose other than this litigation, including compliance with any applicable Court orders or other legal obligations. Similarly, the Agencies shall only use the information listed on Exhibit A for the specific purposes of transmitting to ARCHER any information, including claims information and other protected health information, for those individuals listed on Exhibit A in the above-captioned matter against whom the Agencies have asserted liens or reimbursement claims, or in whose potential settlements the Agencies may have an interest. The Agencies shall only make the information for the individuals listed on Exhibit A available to those within their respective Agency who need access to the information for the individuals listed on Exhibit A for the specific purpose stated in this paragraph. If the Agency utilizes outside vendors or companies to perform part or all of their tort recovery practices, the outside vendors or companies shall be expressly bound by all terms and conditions of this Qualified Protective Order.

d. ARCHER shall maintain any protected health information or individually identifiable health information subject to this Qualified Protective Order in a secure and safe area and shall exercise the same standard of due and proper care with respect to the storage, custody, use and/or dissemination of such protected health information as is exercised by ARCHER with respect to its own confidential proprietary information.

IT SO ORDERED.

Dated this _____ day of ________________, 2020.

David G. Campbell
Senior United States District Judge

EXHIBIT A

Plaintiff's Name	Plaintiff's Last Name	Date of Birth Redacted Per Fed. R. Civ. P. 5.2	MDL Case Number
Patricia	Abdella	1963	2:18-cv-02380-DGC
Darlene	Adams	1942	2:18-cv-00601-DGC
Beverly	Allen-Brown	1957	2:18-cv-02415-DGC
Kirk	Allred	1964	2:19-cv-01410-DGC
Diana	Angle	1939	2:19-cv-01502-DGC
Karen	Arkadie	1963	2:18-cv-00737-DGC
Nolan	Averett	1978	2:17-cv-00736-DGC
Augustine	Badell	1974	2:17-cv-01403-DGC
Janet	Baird	1942	2:17-cv-03978-DGC
Giles	Bartosch	1956	2:18-cv-00058-DGC
Barbara	Basey	1940	2:18-cv-00586-DGC
Thomas	Bateman	1950	2:19-cv-01415-DGC
Joseph	Bell	1960	2:18-cv-02411-DGC
Kenneth	Bird	1953	2:17-cv-04153-DGC
Samuel	Black	1969	2:18-cv-02413-DGC
Robert	Boodt	1947	2:18-cv-02436-DGC
Craig	Boyer	1959	2:18-cv-00645-DGC
Kristen	Brandenburg	1982	2:18-cv-00598-DGC
William	Brooks	1942	2:18-cv-00805-DGC
Robert M	Brown	1930	2:17-cv-02171-DGC
Ashley	Brown	1986	2:19-cv-01499-DGC
Brandon	Byrd	1979	N/A
Larry	Carpenter	1939	2:19-cv-03249-DGC
Denis	Carr	1950	2:17-cv-03957-DGC
Sheila	Casiano	1969	2:17-cv-03989-DGC
Jason	Chesla	1971	2:19-cv-01406-DGC
John	Clifford	1933	2:18-cv-00832-DGC
Michael	Corey	1970	2:19-cv-01412-DGC
Edith	Cruz	1968	2:18-cv-02432-DGC
Peggy	Cypher	1949	N/A
Valerie	Dash	1968	N/A
Curtis	Davis	1954	2:18-cv-02375-DGC
Joseph	DiFrancesco	1960	2:18-cv-02383-DGC
Roy	Dillard	1941	2:17-cv-03849-DGC
Angela	DiMaria	1938	2:18-cv-01744-DGC
Kathy	Douglas	1956	2:17-cv-04536-DGC
Gary	Dykes	1978	2:18-cv-02425-DGC

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William	Edwards	1948	2:18-cv-00740-DGC
Loren	Eleazer	1958	2:19-cv-01411-DGC
Andrew	Evans	1987	2:18-cv-01695-DGC
Donna	Ferguson	1955	2:18-cv-02445-DGC
Andrew	Ford	1945	2:18-cv-00629-DGC
William	Fraley	1956	2:17-cv-01687-DGC
Sherrell	Frederick-Seyarto	1967	N/A
Jacqueline	Freedman	1945	2:19-cv-01404-DGC
Regina	Gates	1955	2:18-cv-02442-DGC
Gina	Geary	1969	2:19-cv-01503-DGC
Barbara	Gee	1942	2:18-cv-02424-DGC
Julia	Gibson	1973	2:18-cv-00810-DGC
Deloris	Glenn	1953	2:18-cv-00735-DGC
Christopher	Green	1988	2:17-cv-01404-DGC
Jarvis	Griffin	1968	2:18-cv-00132-DGC
Marie	Gruendemann	1935	2:18-cv-00774-DGC
Sherie	Gustafson	1942	N/A
Susan	Hall	1948	2:17-cv-02454-DGC
James	Hamilton	1941	2:18-cv-00591-DGC
Deborah	Hammes	1965	2:17-cv-02469-DGC
Jo	Hampton	1974	2:18-cv-00623-DGC
Kathy	Harris	1957	2:18-cv-00818-DGC
Amanda	Harvey	1980	2:19-cv-01402-DGC
Daron	Hayes	1977	N/A
Kenneth	Hays	1956	2:18-cv-00604-DGC
Shonda	Haywood	1969	2:18-cv-00603-DGC
Allen	Heckman	1944	N/A
Johnathon	Hoffman	1960	2:17-cv-04175-DGC
Don	Hudson	1987	2:18-cv-00593-DGC
Carlton	Hughes	1959	2:19-cv-00884-DGC
Anthony	Irby	1952	2:18-cv-00746-DGC
Steven	Jackman	1972	2:19-cv-01414-DGC
Holly	James	1989	2:19-cv-01510-DGC
Allen	James-Lewis	1989	2:18-cv-03919-DGC
Patrick	Jamison	1956	2:19-cv-01508-DGC
Anthony	Jimenez	1968	2:17-cv-03981-DGC
Lawrence	Johnson	1938	N/A

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Frances	Jordan	1939	2:19-cv-01403-DGC
Terry	Kelly	1964	2:17-cv-02422-DGC
Michael	Kendall	1985	2:18-cv-03887-DGC
Alysia	Kinner-Whatley	1976	2:17-cv-04134-DGC
Jean	Lasecki	1938	2:19-cv-01408-DGC
Raymond	Leclair	1966	2:18-cv-00638-DGC
Elizabeth	Leon-Mendoza	1972	N/A
Shirley	Lewis	1958	2:19-cv-03250-DGC
Nadine	Lewis-Baptiste	1956	N/A
Mary	Lowe	1981	2:19-cv-01505-DGC
Sandra	Luscomb	1953	2:18-cv-02378-DGC
Linda	Maiden	1949	2:19-cv-02690-DGC
Claudete	May	1950	2:19-cv-01500-DGC
Steven	McKenzie	1959	2:17-cv-04117-DGC
Tanessa	McKnight	1984	2:18-cv-00070-DGC
Cynthia	McNair	1964	2:17-cv-02498-DGC
Lamont	Mealy	1971	2:18-cv-02422-DGC
Tonia	Michalski	1973	2:18-cv-00600-DGC
Patricia	Miller	1960	2:18-cv-02388-DGC
Danny	Moore	1957	2:19-cv-01501-DGC
Timothy	Morrison	1987	2:18-cv-02419-DGC
Thomas	Mott	1931	N/A
Christian	Nicholson	1965	2:18-cv-00743-DGC
James	Nolin	1954	2:19-cv-02269-DGC
Julius	Orban	1932	2:18-cv-00836-DGC
James	Orn	1932	2:18-cv-02403-DGC
Tamara	Palmer (Diehl)	1972	2:18-cv-02394-DGC
Philip	Pero	1933	2:18-cv-02395-DGC
Janet	Phillips	1941	2:19-cv-01405-DGC
Willie	Reed	1977	2:19-cv-02271-DGC
Luz	Reyes	1972	2:18-cv-02396-DGC
Edward	Robinson	1943	2:18-cv-02433-DGC
Sara	Roe	1955	2:18-cv-00824-DGC
Evelyn	Rognstad	1932	2:18-cv-00834-DGC
Kevin	Saffle	1958	2:17-cv-02500-DGC
Michael	Salamone	1955	2:17-cv-03971-DGC
Cynthia	Sanders	1958	N/A

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Jerry	Schmidt	1966	2:18-cv-00587-DGC
Rafael	Severino	1958	2:18-cv-02412-DGC
Alexander	Smith	1935	2:18-cv-00640-DGC
Lacharla	Smith	1982	2:19-cv-02268-DGC
Saverio	Sportella	1989	2:18-cv-00069-DGC
Randy	Stafford	1961	N/A
Carolyn	Stem	1943	2:17-cv-01642-DGC
Edward	Stephan	1944	2:17-cv-03977-DGC
Amy	Stephens	1989	N/A
William	Tapinekis	1938	2:19-cv-01509-DGC
Wilma	Tuthill	1939	2:18-cv-00634-DGC
Rebecca	Wallace	1970	2:18-cv-02233-DGC
Garry	Weatherford	1953	N/A
Joel	Whyms	1959	2:19-cv-01409-DGC
Joseph	Yandell	1959	N/A